

a compensating means for compensating for an increase in said internal volume due to compression of said sole assembly by dynamically decreasing said internal volume in response to said compression, a portion of said compensating means adapted to be positioned underneath a wearer's foot and adjacent said lateral or medial side edges at a metatarsal region of the wearer's foot.

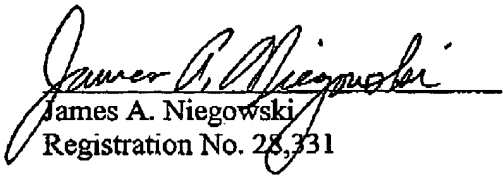
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Remarks

This Preliminary Amendment is being timely filed by facsimile transmission. Should additional fees or an extension of time be deemed necessary for consideration of this Preliminary Amendment, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the payment of the requisite fee. Examination on the merits is respectfully awaited.

Respectfully submitted,

By:

  
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**MARKED-UP VERSION OF THE AMENDMENTS**

Please amend claim 14 as follows, wherein deleted material is set in brackets and added material is underlined:

14. An article of footwear, comprising:

a sole assembly including a footbed for supporting a wearer's foot, said footbed having a lateral side edge and a medial side edge,

an upper connected to said sole assembly to define an internal volume of the footwear for receipt of a wearer's foot; and

a compensating means for compensating for an increase in said internal volume due to compression of said sole assembly by dynamically decreasing said internal volume in response to said compression, a portion of said compensating means adapted to be positioned underneath a wearer's foot and adjacent said lateral [and] or medial side edges at a metatarsal region of the wearer's foot.